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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

IN RE APPLE INC. SECURITIES  
 LITIGATION

Case No. C06-05208-JF

CLASS ACTION

THIS DOCUMENT RELATES TO:  
 ALL ACTIONS

**STIPULATION AND [PROPOSED]  
 ORDER CONTINUING CASE  
 MANAGEMENT CONFERENCE**

Judge: The Honorable Jeremy Fogel

1 WHEREAS, on August 24, 2006, plaintiffs Vogel and Mahoney filed a class action  
2 complaint in this Court alleging that certain defendants violated the Securities Exchange Act of  
3 1934 (the "Exchange Act"), including § 10(b) and Rule 10b-5 thereunder, and § 20(a)  
4 ("*Vogel I*");

5 WHEREAS, on June 27, 2008, plaintiffs Vogel and Mahoney filed a new class action  
6 complaint in this Court alleging that certain defendants violated the Exchange Act, including  
7 § 10(b) and Rule 10b-5 thereunder, and § 20(a) ("*Vogel II*");

8 WHEREAS, on April 8, 2010, this Court entered an order consolidating *Vogel I* and  
9 *Vogel II*, extending defendants' time to respond to the complaint to June 25, 2010, and setting a  
10 briefing schedule in the event that defendants respond to the complaint by filing motions;

11 WHEREAS, a Case Management Conference is currently on calendar for April 30, 2010,  
12 at 10:30 a.m.;

13 WHEREAS, the parties have met and conferred and wish to continue the Case  
14 Management Conference to a later date;

15 NOW, THEREFORE, the undersigned parties hereby stipulate and agree, and respectfully  
16 request that the Court enter an order as follows:

17 1. The Case Management Conference on calendar for April 30, 2010, at 10:30 a.m.  
18 shall be continued to June 11, 2010, at 10:30 a.m.

19 IT IS SO STIPULATED

20 Dated: April 26, 2010

GEORGE A. RILEY  
O'MELVENY & MYERS LLP

21  
22 By: /s/ George A. Riley  
George A. Riley

23  
24 Attorneys for Defendant  
APPLE INC.

1 Dated: April 26, 2010

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6 By: /s/ Douglas R. Young  
Douglas R. Young

Attorneys for Defendants  
STEVEN P. JOBS, WILLIAM V.  
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ARTHUR D. LEVINSON and JEROME B.  
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11 Dated: April 26, 2010

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17 By: /s/ Yohance C. Edwards  
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1 Dated: April 26, 2010

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7 By: /s/ Michael J. Barry

8 Michael J. Barry

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12 Attorneys for Lead Plaintiff  
13 THE NEW YORK CITY EMPLOYEES'  
14 RETIREMENT SYSTEM

15 I, George A. Riley, am the ECF User whose ID and password are being used to file this  
16 Stipulation and [Proposed] Order Continuing Case Management Conference. In compliance with  
17 General Order 45, X.B., I hereby attest that Douglas R. Young, Yohance C. Edwards and Michael  
18 J. Barry have concurred in this filing.

19 By: /s/ George A. Riley

20 George A. Riley

21 **ORDER**

22 Pursuant to the stipulation of the parties, IT IS HEREBY ORDERED THAT:

23 1. The Case Management Conference scheduled for Friday, April 30, 2010, at  
24 10:30 a.m. is hereby continued to Friday, June 11, 2010, at 10:30 a.m.

26 DATED: April \_\_\_, 2010

27 The Honorable Jeremy Fogel  
United States District Judge

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